

APPROVED BY THE STARK
COUNTY COMMISSIONERS

**STARK COUNTY COMMISSIONERS
MINUTES**

REGULA: _____

BERNABEI: _____

CREIGHTON: _____

CLERK: _____

DATE APPROVED: _____

DATE: WEDNESDAY, FEBRUARY 27, 2013

SUBJECT: BOARD MEETING

**PRESENT: COMMISSIONER TOM BERNABEI, PRESIDENT
COMMISSIONER JANET CREIGHTON, VICE PRESIDENT
COMMISSIONER RICHARD REGULA, MEMBER
MIKE HANKE, COUNTY ADMINISTRATOR
JEAN YOUNG, CLERK**

DISTRIBUTION:
Journal
File

Commissioner Bernabei opens the meeting at 1:30 PM.

Recite – Pledge of Allegiance

AMENDMENTS:

MIKE HANKE: TO ADD AN EXECUTIVE SESSION WITH ASSISTANT PROSECUTOR ROSS RHODES TO DISCUSS PENDING OR IMMANENT LITIGATION.

MULTIPLE APPOINTMENTS FOR STARK COUNTY ADMINISTRATOR BRANT LUTHER

Commissioner Creighton moved, seconded by Commissioner Regula to approve Amendments as presented.

Motion Carried.

Public Speaks: None

Approval of Minutes:

February 20, 2013

February 19, 2013 Special Meeting

Commissioner Creighton moved, seconded by Commissioner Regula to approve Minutes as submitted.

Motion Carried.

Mike Hanke:

Contract Amendment:

Commissioners:

Modification for David Bridenstine's contract.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Contract Amendment as submitted.

Motion Carried.

Rick Flory:

Stark County Park District:

Commissioners:

Sale and purchase of real property-Bethlehem Township Aquaduct Bridge across the Tuscarawas River to connect the Towpath Trail. The Park district is requesting the Board to approve and authorize itself to sign the deed transferring real property to Mr. and Mrs. Sears

Commissioner Creighton moved, seconded by Commissioner Regula to approve Sale and purchase of real property as submitted.

Motion Carried.

Jean Young:

Appropriation:

Treasurer: Unclaimed Money-\$100,000.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Appropriation as submitted.

Motion Carried

Budget Transfers:

Commissioners: For office supplies-\$1,500.00 from Other to Supply

Commissioners/Obligations: Unemployment Consulting-\$10,000.00 from Benefits to Service

Commissioners/Obligations: Assigned Counsel Fees from 2012-\$20,000.00 from Other to Service

Commissioner Creighton moved, seconded by Commissioner Regula to approve Budget Transfers as submitted.

Motion Carried

Prior Year Journal Entries:

Sheriff to Sheriff-\$223.92 Reimburse CCW permits thru 12/31/2012

Sheriff to Sheriff-\$3,949.02 Reimburse Web checks thru 12/31/12

Sheriff to Sheriff-\$167.83 Reimburse Web checks thru 12/31/12

Sheriff to Sheriff-\$552.86 Reimburse Web checks thru 12/31/12

Sheriff to Sheriff-\$59.69 Reimburse Web checks thru 12/31/12

Adult Probation to Commissioner Obligations-\$10,030.50 Health Insurance Feb 2013

Emergency Preparedness to Sheriff-\$398.14 Gasoline thru December 2012

Adult Probation to Commissioners Obligations-\$1,093.50 Health Insurance Feb 2013

Adult Probation to Commissioners Obligations-\$1,093.50 Health Insurance Feb 2013

Emergency Preparedness to Telecommunications-\$384.83 December 2012 Phone charges

Emergency Preparedness to Telecommunications-\$760.60 December 2012 Phone charges

Adult Probation to Telecommunications-\$76.10 Cell Phone usage for January 2013

Sheriff to Sheriff-\$14,813.46 Reimburse CCW permits thru 12/31/2012

Sheriff to Sheriff-\$629.57 Reimburse CCW permits thru 12/31/2012

Sheriff to Sheriff-\$2,073.88 Reimburse CCW permits thru 12/31/2012

Commissioner Creighton moved, seconded by Commissioner Regula to approve Prior Journal Entries as submitted:

Motion Carried

Agreement:

Job & Family Services:

Adopt a resolution to enter into agreements and have Commissioners sign for child placement and related services. Effective 3/1/2013 through 2/28/2015 with:

Vendors: (Providers are paid on basis of a per diem for placement).

Pathway Caring for Children, Canton, OH-\$20,000.00

New Horizon Youth Center, LTD, Bethsedia, OH-\$40,000.00

Quality Care Residential Homes, Inc, Cleveland, OH-\$20,000.00

Bellefaire Jewish Children's Bureau, Shaker Heights, OH-\$61,000.00

Applewood Centers, Inc Cleveland, OH-\$20,000.00

The Village Network, Wooster, OH-\$600,000.00

Safe House Ministries, Inc. Youngstown, OH-\$50,000.00

Belmont Pines Hospital, Inc., Youngstown, OH-\$20,000.00

Multi-County Juvenile Attention System.Canton, OH-\$75,000.00

Cornell Abraxas Group, Inc dba Abraxas Delaware, Pittsburgh, PA-\$20,000.00

Keystone Richland Center, LLC dba Foundations for Living, Mansfield, OH-\$22,000.00

The Center for Child and Family Development, Zanesville, OH \$85,000.00

Beech Brook, Cleveland, OH-\$42,000.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Agreements as submitted:

Motion Carried

Non-Encumbered Expenses:

Coroner: Laboratory Testing-Vendor: Aultman Hospital-\$101.80 Fund: General

Commissioner Creighton moved, seconded by Commissioner Regula to approve Non-Encumbered Expenses as submitted.

Motion Carried

Travel Expenses:

One Job & Family Services employee seeking \$166.90 to attend Statehouse Day on March 6, 2013 in Columbus, OH

Six Job & Family Services employees seeking \$990.64 to attend County Collaboration for Application Timeliness on March 6-7, 2013 in Cincinnati, OH

One Job & Family Services employee seeking \$171.90 to attend OJFSDA Executive Committee Meeting on March 14, 2013 in Columbus, OH

Commissioner Creighton moved, seconded by Commissioner Regula to approve Travel Expenses as submitted.

Motion Carried.

Mike Hanke:

Resolution:

Commissioners:

Establishing Allotment Performance and Maintenance Bond Financial Guarantees.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried.

Resolution:

Commissioners:

Delegating Authority for County Administrator Brant Luther

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried.

Resolution:

Stark County Family Council:

The Board is requested to approve a resolution appointing Brant Luther to replace Mike Hanke

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried.

Resolution:

Transportation Improvement District (TID) Board:

The Board is requested to approve a resolution appointing Brant Luther to replace Mike Hanke

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried.

Rick Flory:

Liquor Permit:

Commissioners:

C & J LLC dba CJ's Bar and Grill 3333 Lincoln Way E, Perry Twp., Massillon, Oh 44646

Commissioner Creighton moved, seconded by Commissioner Regula to approve liquor permit as submitted.
Motion Carried.

Stark County Storm Water Management Program:

Regional Planning:

Ohio EPA NPDES General Permit & Facility Permit Annual Report for year ending December 31, 2012

Commissioner Creighton moved, seconded by Commissioner Regula to approve Stark County Storm Water Management Program as submitted.
Motion Carried.

Rick Flory for Contract Administration:

Resolution of Support:

Regional Planning:

For the Comprehensive Economic Development Strategy (CEDS) for 2013

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution of Support as submitted.
Motion Carried.

Release Escrow:

Regional Planning:

Data Center Chiller Replacement Project-Release of escrow. The Board is requested to approve the release of escrow to The K Company in the amount of \$2,345.22 for the Data Center Chiller Replacement Project.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Release of escrow as submitted.
Motion Carried.

Traffic Safety Analysis Systems & Services/LPA Agreement 24110

Engineers:

The Board is requested to approve and authorize itself to sign the Professional Services Agreement with Traffic Safety Analysis Systems & Services, Inc. The agreement is for an amount not to exceed \$15,300.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve LPA Agreement 24110 as submitted.
Motion Carried.

Change Order #6

Engineers:

Applegrove/Market Improvement Project, PID 80676-The Board is requested to approve and authorize itself to sign change order no.6 to Central-Allied Enterprises, Inc. The total amount of non-performance items for this change order is \$40,613.66. The additions total \$33,369.97. The original contract amount was \$4,241,897.23. The adjusted contract amount, factoring in previous change orders and the additions and non-performance items above, is \$4,466,147.88

Commissioner Creighton moved, seconded by Commissioner Regula to approve Change Order #6 as submitted.

Motion Carried.

Change Order #2

Engineers:

Trump Ave. & Georgetown Street PID #81280 Project- The Board is requested to approve and authorize itself to sign change order no.2 to Wenger Excavating, Inc. The total amount of non-performance items for this change order is \$148,407.19. The total additions for the change order are \$46,472.64. The original contract amount was \$1,239,982.95. The adjusted contract amount, factoring in other change orders and the additions and non-performance items above, is \$1,159,496.30

Commissioner Creighton moved, seconded by Commissioner Regula to approve Change Order #2 as submitted.

Motion Carried.

Change Order #2

Engineers:

Mill Street Bridge Project, PID 82417-The Board is requested to approve and authorize itself to sign change order no.2 to The Beaver Excavating Company. There are no non-performance items for this change order. The additions total \$64,711.73. The original contract amount was \$1,546,376.99. The adjusted contract amount, factoring in previous change orders and the additions and non-performance items above, is \$1,660,778.00

Commissioner Creighton moved, seconded by Commissioner Regula to approve Change Order #2 as submitted.

Motion Carried.

Award Bid:

Engineers:

T-1-2013 643 Long-Line Pavement Marking, PID # 90536 Project- Oglesby Construction, Inc. of Norwalk, Ohio in the amount of \$169,337.41

Commissioner Creighton moved, seconded by Commissioner Regula to approve to Award Bid as submitted.

Motion Carried.

Amendment to LPA Agreement with ODOT

Engineers:

Werner Church Road Project PID#81282

Commissioner Creighton moved, seconded by Commissioner Regula to approve to Amendment as submitted.

Motion Carried.

Release Escrow:

Engineers:

Everhard Road Paving Project-The Board is requested to approve the release of escrow to The Shelly Company in the amount of \$20,430.31 for the Everhard Road Paving Project.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Release of escrow as submitted.

Motion Carried.

Release Escrow:

Engineers:

Shepler Church Avenue Project-The Board is requested to approve the release of escrow to Central Allied, Inc. in the amount of \$33,163.50 for the Shepler Church Avenue Project.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Release of escrow as submitted.

Motion Carried.

Board Appointments:

NEFCO General Policy Board Appointments:

The Board is requested to appoint and/or reappoint members to the NEFCO General Policy Board. Term: 1/1/2013 to 12/31/2013. (Keith Bennett to be added to list of appointments).

Commissioner Creighton moved, seconded by Commissioner Regula to approve Board Appointments as submitted.

Motion Carried.

Marsha Cimadevilla:

Authorize Hiring:

Personnel:

Temporary part-time Electric Inspector for Building Inspection

Commissioner Creighton moved, seconded by Commissioner Regula to approve Hiring as submitted.

Motion Carried.

Permission to post and/or advertise

Personnel:

Interview hiring of two temporary part-time custodians for the Facilities Manager

Commissioner Creighton moved, seconded by Commissioner Regula to approve Permission to post/advertise as submitted.

Motion Carried.

Resolution:

Commissioners:

Unclassified Positions ORC124.11A8:

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resolution as submitted.

Motion Carried

Permission to post and/or advertise

Personnel:

Interview hiring of two temporary part-time custodians for the Facilities Manager

Commissioner Creighton moved, seconded by Commissioner Regula to approve Permission to post/advertise as submitted.

Motion Carried.

Resignation:

Sanitary Engineers:

Accept Voluntary Resignation of laborer at the Sanitary Engineering department

Commissioner Creighton moved, seconded by Commissioner Regula to approve Resignation as submitted.

Motion Carried.

Permission to post and/or advertise

Personnel:

Interview and recommend filling the position of laborer for the Sanitary Engineering department.

Commissioner Creighton moved, seconded by Commissioner Regula to approve Permission to post/advertise as submitted.

Motion Carried.

Commissioner Comments: None

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn into Executive Session with legal Counsel, Carol Hayn and Incoming County Administrator Brant Luther to discuss Imminent or pending litigation at 2:24 PM

Roll Call: Creighton: Yes. Regula: Yes. Bernabei: Yes.
Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn from Executive Session at 3:07 PM.
Motion Carried.

Commissioner Creighton moved, seconded by Commissioner Regula to adjourn meeting at 3:08 PM.
Motion Carried.

NOTICE: Minutes of meetings of the Board of Commissioners are filed as a permanent record in the official journal of the Board of Commissioners. The official record includes originals or copies of all resolutions that are adopted by the Board. This includes resolutions approving the signing of Contractual documents, financial transaction forms and other actions adopted by the Board. Contracts, agreements, leases, purchase orders, personnel actions and other such material referred to in the resolutions are filed by subject in the Administrative Offices and originated departments. The official journals that include, the minutes and related resolutions are available for public inspection in the Administrative Offices of the Commissioners.

Respectfully Submitted,
Sara Donald

Orig.: Jean Young
Cc: Commissioners